

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

MWK RECRUITING, INC.

Plaintiff,

v.

**EVAN P. JOWERS, YULIYA
VINOKUROVA, ALEJANDRO VARGAS,
and LEGIS VENTURES (HK) COMPANY
LIMITED (aka Jowers / Vargas),**

Defendants.

Civil Action No. 1:18-cv-00444

EVAN P. JOWERS

Counterclaimant,

v.

MWK RECRUITING, INC.

Counterdefendant.

EVAN P. JOWERS

Third-Party Plaintiff,

v.

**ROBERT E. KINNEY, MICHELLE W.
KINNEY, RECRUITING PARTNERS GP,
INC., KINNEY RECRUITING LLC,
COUNSEL UNLIMITED LLC, KINNEY
RECRUITING LIMITED**

Third-Party Defendants.

**STIPULATION REGARDING WAIVER OF SERVICE OF SUMMONS AND
EXTENSION OF TIME TO ANSWER THIRD-PARTY COMPLAINT**

The parties, by and through their respective counsel of record, hereby stipulate as follows:

1. On August 19, 2019, Defendant Evan P. Jowers (“**Jowers**”) filed his Answer, Affirmative Defenses, Counterclaims, and Third-Party Complaint (“**Third-Party Complaint**,” ECF No. 90) in response to Plaintiff MWK Recruiting Inc.’s Second Amended Complaint (ECF No. 80), naming as third-party defendants Robert E. Kinney (“**Kinney**”) and Michelle W. Kinney, individually, and Recruiting Partners GP, Inc., Kinney Recruiting LLC, Counsel Unlimited LLC, and Kinney Recruiting Limited (“**Kinney Recruiting HK**,” and collectively, the “**Kinney Entities**,” and together with the individual third-party defendants, the “**Third-Party Defendants**”).

2. In order to save the expense of serving the Summons and Third-Party Complaint in this case, each of the Third-Party Defendants has agreed to waive service of the summons in this action and any objection based on the absence of a summons or of service. Raymond W. Mort III hereby agrees to accept service of the Third-Party Complaint (ECF No. 90) on behalf of each of the Third-Party Defendants as their counsel of record.

3. In consideration of the Third-Party Defendants’ cooperation in agreeing to waive service of process, Jowers and the Third-Party Defendants have jointly agreed that the Third-Party Defendants will have up to and including Friday, September 27, 2019, to file a pleading or pleadings responsive to the Third-Party Complaint.

IT IS SO STIPULATED.

Dated: August 20, 2019.

Respectfully submitted,

By: /s/ James C. Bookhout

Marc D. Katz

State Bar No. 00791002

marc.katz@dlapiper.com

James C. Bookhout

State Bar No. 24087187

james.bookhout@dlapiper.com

DLA PIPER LLP (US)

1900 North Pearl Street, Suite 2200

Dallas, TX 75201

Telephone: (214) 743-4500

Facsimile: (214) 743-4545

**COUNSEL FOR DEFENDANT/THIRD-
PARTY PLAINTIFF EVAN P. JOWERS**

- and -

By: /s/ Raymond W. Mort III

Raymond W. Mort III

State Bar No. 00791308

THE MORT LAW FIRM, PLLC

raymort@austinlaw.com

106 E. Sixth Street, Suite 900

Austin, TX 78701

Telephone: (512) 865-7950

**COUNSEL FOR THIRD-PARTY
DEFENDANTS ROBERT E. KINNEY,
MICHELLE W. KINNEY, RECRUITING
PARTNERS GP, INC., KINNEY RECRUITING
LLC, COUNSEL UNLIMITED LLC, AND
KINNEY RECRUITING LIMITED**

CERTIFICATE OF SERVICE

I hereby certify that, on August 20, 2019, a true and accurate copy of the foregoing document was served via the Court's CM/ECF facilities and via email.

/s/ James C. Bookhout

James C. Bookhout